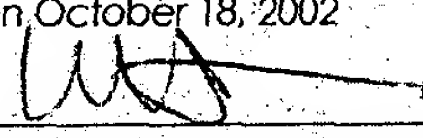


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on October 18, 2002


EDWARD A. SQUILLANTE, JR.
Reg. No. 38,319
Attorney for Applicant(s)

10/18/02
Date of Signature

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TC 1700 MAIL ROOM

In re application of: Blyth et al.
Serial No.: 09/854,877
Filed: May 14, 2001
For: Ambient Stable Beverage

Group: 1761
Examiner: A. Weier
Edgewater, New Jersey 07020

Commissioner for Patents
Washington, D.C. 20231

Sir:

Transmitted herewith is a Restriction Requirement in the above-identified application.
☐ No additional fee is required.

The fee has been calculated as shown below.

CLAIMS AS AMENDED

	(2) * Claims Remaining After Amendment		(4)** Highest No. Previously Paid For	(5) Present Extra	(6) Rate	(7) Additional Fee
Total Claims		Minus			\$ 18.00	
Independent Claims		Minus			\$ 84.00	
Multiple Claims					\$ 280.00	
TOTAL ADDITIONAL FEE FOR THIS AMENDMENT					\$	

*If the entry in Column (2) is less than the entry in Column (4), write "0" in Column (5).

**If the "Highest No. Previously Paid For" is less than "20," write "20" in this space.

☐ Charge \$_____ to Deposit Acct. #12-1155. Triplicate copies of this letter are enclosed.
☒ The Commissioner is hereby authorized to charge any additional fees, which may be required to our deposit account No. 12-1155, including all required fees under


☒ 37 C.F.R. § 1.16;

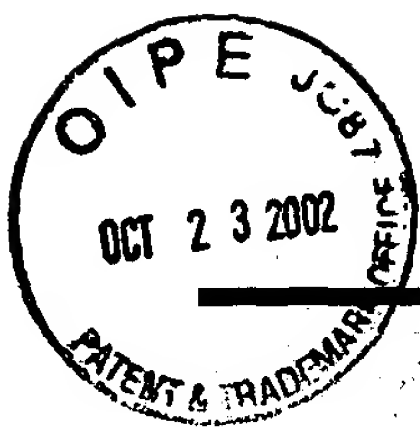
☒ 37 C.F.R. § 1.17;

☒ 37 C.F.R. § 1.18.

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(201) 840-2925


Edward A. Squillante, Jr.
Attorney of Record
Reg. #38,319



1761
#5

PATENT

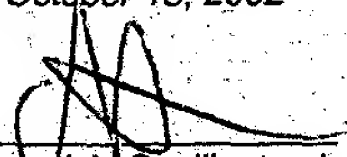
CASE #F3266(C)
UNUS #Y2-0281-UNI

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Edward A. Squillante, Jr.
Attorney for Applicant(s)
Reg. No. 38,319

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OCT 24 2002
TC 1100 MAIL ROOM

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: Blyth et al.
Serial No.: 09/854,877
Filed: May 14, 2001
For: AMBIENT STABLE BEVERAGE

Group: 1761
Examiner: A. Weier
Edgewater, New Jersey 07020

RESPONSE TO RESTRICTION UNDER 35 U.S.C. §121

Commissioner for Patents
Washington, D.C. 20231

Sir:

Applicants elect to prosecute the invention of Group I, claims 1-9.

The Examiner has issued a restriction requirement under 35 USC §121 identifying two (2) independent groups.

Applicants submit that the claims of the present application may be searched by the Examiner without serious burden, and hereby request that the Examiner consider all

claims of record. Applicants will, however, consider canceling the non-elected claim upon an indication that the examined claims are in condition for allowance.

Based on the foregoing, it is respectfully requested that the restriction requirement be withdrawn and that all claims be considered for prosecution on the merits.

Respectfully submitted,



Edward A. Squillante, Jr.
Attorney for Applicant(s)
Reg. No. 38,319

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